

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

FIRST APPEAL NO.3108 TO 3121 OF 2000

WITH

FIRST APPEAL NO.3122 TO 3132 OF 2000

Hon'ble MR.JUSTICE Y.B.BHATT

and

Hon'ble MR.JUSTICE M.C.PATEL

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1. Whether Reporters of Local Papers may be allowed : YES
to see the judgements?
2. To be referred to the Reporter or not? : NO
3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge? : NO

OIL & NATURAL GAS CORP.LTD.

Versus

IBRAHIM HAJI AHMAD ISAP BHAGAT

Appearance:

M/S TRIVEDI & GUPTA for Petitioner
MR AJ PATEL for original claimants
MR ND GOHIL, AGP for Spl Land Acquisition Officer

CORAM : MR.JUSTICE Y.B.BHATT

and

MR.JUSTICE M.C.PATEL

Date of decision: 27/11/2000

ORAL JUDGEMENT

(Per : MR.JUSTICE Y.B.BHATT)

1. These are appeals by the Acquiring Body under section 54 of the Land Acquisition Act read with section 96, CPC, challenging the common judgement and awards of the Reference Court under section 18 of the Land Acquisition Act.

2. Notice. Mr. AJ Patel waives service on behalf of the respondents-original claimants and Mr. N.D. Gohil, learned AGP waives service on behalf of the respondent-Special Land Acquisition Officer.

3. As a result of the hearing and discussion, our attention has been drawn to an earlier decision of this very Bench in First Appeal Nos.3052 to 3063 of 2000, decided by judgement and order dated 22nd November 2000.

4. In the aforesaid group of matters this court had dealt with the acquisition of lands for the very same project of the present acquiring body and the lands under acquisition therein were from the village Roza Tankaria i.e. the very same village in the instant case. There is, therefore, no controversy that the aforesaid decision would govern the determination of market value in the present group of appeals.

5. In the aforesaid group of appeals we had confirmed the determination of market value determined by the Reference Court under section 18 of the said Act and consequently those appeals were dismissed. For the reasons stated in the aforesaid decision these appeals are also dismissed with no order as to costs. Notice is discharged.

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